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7 UNITED STATES DISTRICT COURT
8 EASTERN DISTRICT OF WASHINGTON

9 DEANNE L. NORDSTROM, a single
10 woman,

NO. CV-08-374-EFS

11 Plaintiff,

12 v.

13 SPOKANE COUNTY, a municipal
14 corporation; and BERNARD
15 BAUMBARDNER, III, and BETTY
16 BAUMGARDNER, husband and wife
17 and the marital community
18 thereof,

ORDER GRANTING STIPULATED
MOTION FOR VOLUNTARY ORDER OF
DISMISSAL OF DEFENDANT BETTY
(BAUMBARDNER) MONTOYA WITH
PREJUDICE AND DENYING AS MOOT
DEFENDANT BETTY (BAUMGARDNER)
MONTOYA'S MOTION TO DISMISS
FOR FAILURE TO STATE A CLAIM

Defendants.

By Stipulation filed September 9, 2010, the parties agree that all claims against Defendant Betty (Baumbardner) Montoya can be dismissed with prejudice and without costs or attorney's fees. (Ct. Rec. [30](#).) Based on the parties' Stipulation, **IT IS HEREBY ORDERED:**

1. The parties' Motion for Voluntary Order of Dismissal of Defendant Betty (Baumgardner) Montoya with Prejudice (Ct. Rec. [30](#)) is **GRANTED**. All claims against Defendant Betty (Baumgardner) Montoya are **DISMISSED with prejudice**.

2. Defendant Betty (Baumbardner) Montoya's Motion to Dismiss for Failure to State a Claim upon Which Relief May be Granted (Ct. Rec. [27](#))

1 is DENIED as moot.

2 3. The Clerk's Office shall amend the case caption to read:

3 DEANNE L. NORDSTROM, a single woman,

4 Plaintiff,

5 v.

6 SPOKANE COUNTY, a municipal corporation; and BERNARD
7 BAUMBARDNER, III,

7 Defendants.

8 IT IS SO ORDERED. The District Court Executive is directed to enter
9 this Order and provide a copy to counsel.

10 DATED this 27th day of September 2010.

12 _____
12 S/ Edward F. Shea

13 EDWARD F. SHEA

13 United States District Judge

14 Q:\Civil\2008\374.Stip.Dismiss.wpd

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